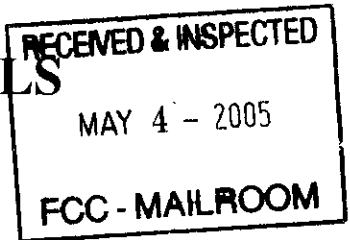




# AUGUSTA PUBLIC SCHOOLS

40 Pierce Drive, Suite 3  
Augusta, Maine 04330-9105  
Phone - 207-626-2468 Fax - 207-626-2444  
email: boffice@augusta.k12.me.us



Cornelia Brown, Ph.D.  
Superintendent

Barbara Jordan, Ed.D.  
Curriculum Coordinator

James S. Jurdak, B.S.  
Business Manager

Donna Madore, M.A.  
Director of Special  
Education

April 28, 2005

Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street S W  
Washington DC 20554

RE: CC Docket No. 02-6

DOCKET FILE COPY ORIGINAL

Board of Education

William D. Burney, Jr.  
Chairman

Gregg D. Bernstein  
Ward 1

Susan Campbell  
Ward 2

Laurence Ringrose  
Ward 3

Suzanne Allarie-Dowling  
Ward 4

Richard Barnes  
at Large

Derek Grant  
at Large

William Stokes  
at Large

Kimberly E. W. Silsby  
at Large

We were advised of the Administrator's decision, dated March 3, 2005, received in our offices March 8, 2005, that our appeal of funding request number (FRN) 915225 had been "Partially Approved, Funding Denied".

FRN 215225 was denied because an amount totaling \$2,013.49, calculated by USAC, was for Adult Education Facilities.

In looking at the back-up documentation that was submitted as:

A-1 Mid Maine Communication Spin 143001286

on page 2.2 of the back-up there appears an entry under the phone number (207)626-2442. **The total monthly charges for this number are \$0.00.** I believe that USAC added the \$1,943.85 in the column "Other Charges and Credits" to the amounts below that were designated "Adult Ed" in our clerks handwriting. USAC total amounted to \$2,013.49 (\$1943.85 + 47.35 + 22.29).

USAC should not have included the \$1943.85 in the Adult Ed charges. Only the \$47.35 + 22.29 represent charges for our Adult Education which also provides alternative diploma opportunities to our high school secondary students.

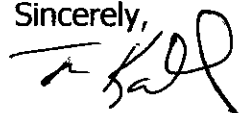
The amounts of ineligible costs do not represent 55.97% as calculated by USAC. I wish to request that our FRN 915225 be approved, in full, since only \$69.64 or 1.9% of the current total is applicable to Adult Ed.

I have also included copies of back-up invoices for 08-17-2002 and 12-17-2002. It can be noted on these two that there are no entries for (207)626-2442, and Adult Ed charges are nominal.

No. of Copies rec'd 0  
List ABOVE

Thank you for you attention to this matter. If you have any questions please contact either James S. Jurdak, Business Manager or me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Fred Kahl', written over the word 'Sincerely,'.

Fred Kahl  
Network Administrator

Enc.



*Copy of denial letter*

**Universal Service Administrative Company**  
Schools & Libraries Division

---

**Administrator's Decision on Appeal**  
**Funding Year 2003-2004**

March 3, 2005

Fred Kahl  
Augusta School Department  
40 Pierce Drive, Suite 3  
Augusta, ME 04330

Re:      Applicant Name:                      Augusta School District  
         Billed Entity Number:              121463  
         471 Application Number:              339519  
         Funding Request Number(s):        915225  
         Your Correspondence Dated:        January 9, 2004 and January 27, 2004

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year 2003 Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number:              915225  
Decision on Appeal:                      **Partially Approved, Funding Denied**  
Explanation:

- In the appeal letter, you question SLD's decision to deny the FRN on the basis that 30% or more of the request includes unsubstantiated local service charges, which are ineligible per program rules. You have included two pieces of correspondence with SLD, asking for additional support and then accepting what could be supported by the documentation that had been submitted. On appeal, you have requested approval on the reduced amount because the original amount was entered in error.
- Upon thorough review of the appeal and the relevant documentation it was determined that the supporting documentation provided to SLD included ineligible charges for Adult Education Facilities. Program rules indicate that charges requested for facilities in the State of Maine dealing with adult education are not eligible for funding. The invoice provided to SLD contains charges listed

under adult education totaling \$2,013.49 which make up 55.97% of your total request.

\$3597.45

- Your Form 471 application included costs for the following ineligible entity (ies) to receive products and/or services: Adult Education. FCC rules provide that "[o]nly schools meeting the statutory definitions of "elementary school," as defined in 20 U.S.C. 7801(18), or "secondary school," as defined in 20 U.S.C. 7801(38) . . . shall be eligible for discounts." 47 C.F.R. § 54.501(b)(1). The FCC has defined a "school" as including "individual schools, school districts, and consortia of schools and/or school districts." Federal-State Joint Board on Universal Service, CC Docket No. 96-45, *Report and Order*, 12 FCC Rcd 8776, FCC 97-157, ¶ 425, n.1087 (rel. May 8, 1997). 20 U.S.C. 7801(18) defines an elementary school as "a nonprofit institutional day or residential school, including a public elementary charter school, that provides elementary education, as determined under State law." 20 U.S.C. 7801(38) defines a secondary school as "a nonprofit institutional day or residential school, including a public secondary charter school, that provides secondary education, as determined under State law, except that such term does not include any education beyond grade 12." 47 C.F.R. § 54.500(c), (k).

Whether an individual school, school district, or consortia of schools or school districts are eligible for discounts depends on whether the entity meets the statutory definitions as outlined above. The information provided indicates that this entity does not satisfy the definition(s) explained above. SLD denies your appeal because the entity (ies) is (are) not eligible for support.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the Federal Communications Commission (FCC). For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company

*As originally submitted -  
See page 2.2*

A-1

Mid Maine Communications  
Spin 143001286

- PRI Service
- Dial Tone Service
- Long Distance Charges

207) 620-8220	Buker School	54.52	18.68	35.84	53.00	34.32 CR	.00	.26	18.94	54.78
207) 620-8207	Lincoln School	37.36	18.68	18.68	53.00	34.32 CR	.00	.26	18.94	37.62
207) 620-8205	Farrington School	15.64 CR	34.32 CR	18.68	53.00	34.32 CR	.00	.26	18.94	37.62
207) 620-8203	Gilbert School	37.36	18.68	18.68	53.00	34.32 CR	.00	.26	18.94	37.62
207) 620-8201	Hussey School	20.20	18.68	1.52	53.00	34.32 CR	.00	.26	18.94	20.46
207) 620-7011	Cony High School	37.36	18.68	18.68	53.00	34.32 CR	.00	.26	18.94	37.62
20-2200	CATC	205.48	102.74	102.74	291.50	188.76 CR	.00	1.43	104.17	206.91

20-2200

CATC

207) 309-3891

CTV7 - Frame Relay Ckts

207) 113-0166

Service Number

Local Service

Last Billed    Payments    Balance    Beginning    Recurring    Charges    Usage / Toll    Taxes    Current Total    Total Due

Other Charges and Credits

Rate Discount

Summary of Services with Description

ge for Local Service Customers

Some customers may have experienced a delay receiving their October invoice, no late fees will be assessed this month.

Summary of Services with Description (88)

	Last Billed	Payments	Beginning Balance	Recurring Charges	Other Charges and Credits	Usage / Toll	Taxes	Current Total	Total Due
al Service									
ice Number									
620-8222 Hodgkins School	37.36	.00	37.36	53.00	34.32 CR	.00	.26	18.94	56.30
626-2442 Adult Ed	.00	1,943.85	1,943.85 CR	.00	1,943.85	.00	.00	1,943.85	.00
Not Ad Ed Vendor adjustment									
7) 626-2470 Adult Ed	514.65	467.95	46.70	132.50	85.80 CR	.00	.65	47.35	94.05
tal	\$1,159.69	\$2,167.47	1,007.78 CR	\$3,034.71	\$254.07	\$ .00	\$15.16	\$3,303.94	\$2,296.16
count Numbers									
01621 CATC	57.59	.00	57.59	.00	38.01 CR	125.95	.00	87.94	145.53
01094 Cony	188.56	.00	188.56	.00	108.17 CR	200.48	.00	92.31	280.87
001506 Hussey	14.71	.00	14.71	.00	9.72 CR	28.92	.00	19.20	33.91
001504 Gilbert	17.81	.00	17.81	.00	10.10 CR	17.38	.00	7.28	25.09
001503 Farmington	17.74	.00	17.74	.00	10.89 CR	24.62	.00	13.73	31.47
3001092 Lincoln	23.01	.00	23.01	.00	14.50 CR	19.10	.00	4.60	27.61
3001622 Baker	9.48	.00	9.48	.00	6.25 CR	45.43	.00	39.18	48.66
3001505 Hodgkin	29.76	18.68	11.08	.00	18.70 CR	25.60	.00	6.90	17.98

## Summary of Services with Description (88)

	Last Billed	Payments	Beginning Balance	Recurring Charges	Other Charges and Credits	Usage / Toll	Taxes	Current Total	Total Due
g Distance									
ount Numbers									
1796									
al									
	.00	.00	.00	.00	.00	22.29	.00	22.29	22.29
	\$358.66	\$18.68	\$339.98	\$0.00	\$216.34 CR	\$509.77	\$0.00	\$293.43	\$633.41
al of Services	\$1,518.35	\$2,186.15	\$667.80 CR	\$3,034.71	\$37.73	\$509.77	\$15.16	\$3,597.37	\$2,229.51

## Recurring Charges Detail by Service Number (68)

Service No	Type	Description	Quantity	Charge
(207)-113-0166	UNE	ISDN PRI	1	920.00
				920.00
(207)-113-0167	UNE	ISDN PRI	1	920.00
				920.00
(207)-309-3891	Resale	Federal Universal Service Fund	1	24.28
(207)-309-3891	Resale	Frame Relay	1	375.43
				399.71
(207)-620-2200	UNE	* Business Line	1	26.00
(207)-620-2200	UNE	* E-911 Surcharge	1	.50
(207)-620-2200	UNE	900 Blocking Service	1	.00
(207)-620-2200	UNE	PIC FREEZE	1	.00
				26.50
(207)-620-2201	UNE	* Business Line	1	26.00
(207)-620-2201	UNE	* E-911 Surcharge	1	.50
(207)-620-2201	UNE	900 Blocking Service	1	.00
(207)-620-2201	UNE	PIC FREEZE	1	.00
				26.50
(207)-620-2202	UNE	* Business Line	1	26.00
(207)-620-2202	UNE	* E-911 Surcharge	1	.50
(207)-620-2202	UNE	900 Blocking Service	1	.00
(207)-620-2202	UNE	PIC FREEZE	1	.00
				26.50
(207)-620-2203	UNE	* Business Line	1	26.00
(207)-620-2203	UNE	* E-911 Surcharge	1	.50
(207)-620-2203	UNE	900 Blocking Service	1	.00
(207)-620-2203	UNE	PIC FREEZE	1	.00
				26.50

\* Essential for Basic Dial-Tone Service



Message for Local Service Customers

(54)

Two page August 17, 2002 invoice

Summary of Services with Description

(88)

	Last Billed	Payments	Beginning Balance	Recurring Charges	Other Charges and Credits	Usage / Toll	Taxes	Current Total	Total Due
Local Service									
Service Number									
(207) 113-0166	PRI Service								
	3,732.21	3,732.21	.00	1,840.00	412.90 CR	.00	.00	1,427.10	1,427.10
(207) 620-2200	CATC								
	583.00	583.00	.00	291.50	64.13 CR	.00	.00	227.37	227.37
(207) 620-7011	Cony High School								
	145.17	119.34	25.83	53.00	11.66 CR	.00	.00	41.34	67.17
(207) 620-8201	Hussey School								
	106.00	106.00	.00	53.00	11.66 CR	.00	.00	41.34	41.34
(207) 620-8203	Gilbert School								
	106.00	106.00	.00	53.00	11.66 CR	.00	.00	41.34	41.34
(207) 620-8205	Farrington School								
	394.50 CR	394.50 CR	.00	53.00	11.66 CR	.00	.00	41.34	41.34
(207) 620-8207	Lincoln School								
	106.00	106.00	.00	53.00	11.66 CR	.00	.00	41.34	41.34
(207) 620-8220	Buker School								
	106.00	106.00	.00	53.00	11.66 CR	.00	.00	41.34	41.34
(207) 620-8222	Hodgkins School								
	106.00	106.00	.00	53.00	11.66 CR	.00	.00	41.34	41.34
Total	\$4,595.88	\$4,570.05	\$25.83	\$2,502.50	\$558.65 CR	\$ .00	\$ .00	\$1,943.85	\$1,969.68

**Summary of Services with Description** (88)

	<u>Last Billed</u>	<u>Payments</u>	<u>Beginning Balance</u>	<u>Recurring Charges</u>	<u>Other Charges and Credits</u>	<u>Usage / Toll</u>	<u>Taxes</u>	<u>Current Total</u>	<u>Total Due</u>
<b>Long Distance</b>									
Account Numbers									
3001094	.00	.00	.00	.00	.00	13.79	.00	13.79	13.79
3001092	.00	.00	.00	.00	.00	.45	.00	.45	.45
<b>Total</b>	<b>\$ .00</b>	<b>\$ .00</b>	<b>\$ .00</b>	<b>\$ .00</b>	<b>\$ .00</b>	<b>\$14.24</b>	<b>\$ .00</b>	<b>\$14.24</b>	<b>\$14.24</b>
<b>Total of Services</b>	<b>\$4,595.88</b>	<b>\$4,570.05</b>	<b>\$25.83</b>	<b>\$2,502.50</b>	<b>\$558.65 CR</b>	<b>\$14.24</b>	<b>\$ .00</b>	<b>\$1,958.09</b>	<b>\$1,983.92</b>

**Recurring Charges Detail by Service Number** (68)

<u>Service No</u>	<u>Type</u>	<u>Description</u>	<u>Quantity</u>	<u>Charge</u>
<b>Local Service</b>				
(207)-113-0166	UNE	ISDN PRI	1	920.00
				920.00
(207)-113-0167	UNE	ISDN PRI	1	920.00
				920.00
(207)-620-2200	UNE	* Business Line	1	26.00
(207)-620-2200	UNE	* E-911 Surcharge	1	.50
(207)-620-2200	UNE	900 Blocking Service	1	.00
(207)-620-2200	UNE	PIC FREEZE	1	.00
				26.50
(207)-620-2201	UNE	* Business Line	1	26.00
(207)-620-2201	UNE	* E-911 Surcharge	1	.50
(207)-620-2201	UNE	900 Blocking Service	1	.00
(207)-620-2201	UNE	PIC FREEZE	1	.00
				26.50
(207)-620-2202	UNE	* Business Line	1	26.00
(207)-620-2202	UNE	* E-911 Surcharge	1	.50
(207)-620-2202	UNE	900 Blocking Service	1	.00
(207)-620-2202	UNE	PIC FREEZE	1	.00
				26.50
(207)-620-2203	UNE	* Business Line	1	26.00
(207)-620-2203	UNE	* E-911 Surcharge	1	.50
(207)-620-2203	UNE	900 Blocking Service	1	.00
(207)-620-2203	UNE	PIC FREEZE	1	.00
				26.50

\* Essential for Basic Dial-Tone Service

City of Augusta

**Message for Local Service Customers**

(54)

*for page Dec. 17, 2002 invoice.*

**Summary of Services with Description**

(88)

	<u>Last Billed</u>	<u>Payments</u>	<u>Beginning Balance</u>	<u>Recurring Charges</u>	<u>Other Charges and Credits</u>	<u>Usage / Toll</u>	<u>Taxes</u>	<u>Current Total</u>	<u>Total Due</u>
<b>Local Service</b>									
Service Number									
(207) 113-0166	PRI Service								
	1,271.99	637.19	634.80 <i>pd</i>	1,840.00	1,214.40 CR	.00	.00	625.60	1,260.40
(207) 309-3891	CTV7 - Frame Relay Ckts								
	441.19	.00	441.19 <i>pd</i>	399.71	.00	.00	.00	399.71	840.90
(207) 620-2200	CATC								
	206.91	102.74	104.17 <i>pd</i>	291.50	188.76 CR	.00	.00	102.74	206.91
(207) 620-7011	Cony High School								
	37.62	18.68	18.94 <i>pd</i>	53.00	34.32 CR	.00	.00	18.68	37.62
(207) 620-8201	Hussey School								
	20.46	1.52	18.94 <i>pd</i>	53.00	34.32 CR	.00	.00	18.68	37.62
(207) 620-8203	Gilbert School								
	37.62	18.68	18.94 <i>pd</i>	53.00	17.16 CR	.00	.00	35.84	54.78
(207) 620-8205	Farrington School								
	37.62	18.68	18.94 <i>pd</i>	53.00	34.32 CR	.00	.00	18.68	37.62
(207) 620-8207	Lincoln School								
	37.62	18.68	18.94 <i>pd</i>	53.00	34.32 CR	.00	.00	18.68	37.62
(207) 620-8220	Buker School								
	54.78	35.84	18.94 <i>pd</i>	53.00	34.32 CR	.00	.00	18.68	37.62
(207) 620-8222	Hodgkins School								
	56.30	37.36	18.94 <i>pd</i>	53.00	34.32 CR	.00	.00	18.68	37.62

## Summary of Services with Description (88)

	<u>Last Billed</u>	<u>Payments</u>	<u>Beginning Balance</u>	<u>Recurring Charges</u>	<u>Other Charges and Credits</u>	<u>Usage / Toll</u>	<u>Taxes</u>	<u>Current Total</u>	<u>Total Due</u>
<b>Local Service</b>									
Service Number									
(207) 626-2470	Adult Ed								
	94.05	46.70	47.35	132.50	85.80 CR	.00	.00	46.70	94.05
<b>Total</b>	<b>\$2,296.16</b>	<b>\$936.07</b>	<b>\$1,360.09</b>	<b>\$3,034.71</b>	<b>\$1,712.04 CR</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$1,322.67</b>	<b>\$2,682.76</b>
<b>Long Distance</b>									
Account Numbers									
3001621	CATC								
	145.53	57.59	87.94	.00	83.12 CR	103.75	.00	20.63	108.57
3001094	Cony High School								
	280.87	188.56	92.31	.00	132.32 CR	115.72	.00	16.60 CR	75.71
3001506	Hussey School								
	33.91	14.71	19.20	.00	19.08 CR	6.17	.00	12.91 CR	6.29
3001504	Gilbert School								
	25.09	17.81	7.28	.00	11.48 CR	11.26	.00	.22 CR	7.06
3001503	Farrington School								
	31.47	17.74	13.73	.00	16.24 CR	13.68	.00	2.56 CR	11.17
3001092	Lincoln School								
	27.61	23.01	4.60	.00	12.60 CR	12.58	.00	.02 CR	4.58
3001622	Buker School								
	48.66	9.48	39.18	.00	29.98 CR	20.12	.00	9.86 CR	29.32
3001505	Hodgkins School								
	17.98	11.08	6.90	.00	16.91 CR	15.09	.00	1.82 CR	5.08
3001796	Adult Ed								
	22.29	.00	22.29	.00	14.72 CR	7.55	.00	7.17 CR	15.12
<b>Total</b>	<b>\$633.41</b>	<b>\$339.98</b>	<b>\$293.43</b>	<b>\$0.00</b>	<b>\$336.45 CR</b>	<b>\$305.92</b>	<b>\$0.00</b>	<b>\$30.53 CR</b>	<b>\$262.90</b>
<b>Total of Services</b>	<b>\$2,929.57</b>	<b>\$1,276.05</b>	<b>\$1,653.52</b>	<b>\$3,034.71</b>	<b>\$2,048.49 CR</b>	<b>\$305.92</b>	<b>\$0.00</b>	<b>\$1,292.14</b>	<b>\$2,945.66</b>